

**Spencer Town Council Regular Meeting  
July 21, 2014 at 7p.m  
Municipal Building  
90 N. West Street  
Spencer, IN 47460**

Board Members present: Cynthia Hyde, and Dean Bruce, Jon Stantz

Also present: Clerk-Treasurer Cheryl Moke, Attorney Richard Lorenz, Sewer Superintendent John Hodge, Street Superintendent Larry Parrish, Marshal Tony Stevens, Chief Marshal Foutch

**MEETING WAS OPENED WITH THE PLEDGE TO THE AMERICAN FLAG**

**IN THE MATTER OF APPROVAL OF MINUTES FOR JULY 7, 2014 REGULAR MEETING**

**Jon Stantz made a motion to accept the minutes as presented. It passed 3-0.**

**IN THE MATTER OF PUBLIC ISSUES**

Owen County State Bank requested barricades for "Community Appreciation Day" in their parking lot. They will provide shredding for personal documents and e-waste disposal. The date for this event is July 26<sup>th</sup>, and the shredder will be on site between 10 a.m. and noon.

**Jon Stantz made a motion to approve the event registration and for Mr. Parrish to provide barricades for their use. The motion was seconded and passed.**

**IN THE MATTER OF THE POLICE DEPARTMENT**

Chief Foutch reported on the department. He also provided quotes for the equipment package for the 2015 Interceptor.

**Jon Stantz made a motion to approve the quote from ECS in the amount of \$13,054.89. The motion was seconded and passed.**

Next, Richard Foutch presented estimates for equipment for the interview and interrogation room so that it would be in compliance with the law. He requested that the system be able to function by using one off /on switch. It was suggested that Chief Foutch make some visits to see the equipment in use before a decision is made.

Next, Chief Foutch addressed a recent complaint made by a resident about the upkeep up property owned by Leonard White. He stated that they contacted the resident (not the owner), and they assured them that it would be maintained. The problem, he says, is that the resident will correct it within ten days, but after a period of time, another complaint is registered and they have ten days to correct again. Discussion ensued, and Richard Lorenz offered to review the ordinance and make it more precise and easier to enforce.

Chief Foutch next addressed recent complaints made by neighbors regarding the operations of Demil Corp. He said some of the complaints are about trucks turning onto Franklin Street. While there is no ordinance against this, the company said they would have the trucks turn at Fairview, however, the trucks GPS does not direct them to do that. Another complaint was about an unpleasant noxious odor. The owner of the corporation stated that the EPA has been at their plant numerous times, and there are no violations. Mr. Kivett commented on a situation that occurred around noon the Friday before. The owner, Mr. Treloar was on hand to comment on this. He said a military vehicle did catch fire momentarily, and a fire extinguisher was used to put this out. This was the probable cause of the odor. He said there have only been four vehicles in the last 700 hundred where this occurred. Officer Stevens also reported that there was a complaint of diesel fuel from another neighbor, and he also noticed it as well.

Richard Lorenz said he understands the complaints but the corporation is in compliance with IDEM and other agencies, and the owner is responsive to these complaints. He reminded everyone that when the 46 project is underway, that there will be compounded problems with traffic along Franklin. Mr. Lorenz said we will continue to monitor this as it goes along and deal with each problem as it occurs. Hopefully, as the operation goes along, most of these can be worked out to a satisfactory state.

**IN THE MATTER OF THE STREET DEPARTMENT**

Larry Parrish presented an application for a grant in the amount of \$10,440 from the Railroad Grade Crossing Fund for approval by the board. He also said that INDOT would like to set up a meeting with the Town Board and the Railroad to talk about the existing crossings.

Larry Parrish next presented his paving plan for this year. He plans on milling and paving W. Franklin, from Vandalia to the corner by CVS, amongst several other locations. O'Mara came in with the lowest with a bid of \$65,706.75.  
**Dean Bruce made a motion to approve the bid from O'Mara as presented. The motion was seconded and passed.**

**IN THE MATTER OF THE SEWER DEPARTMENT**

John Hodge reported on plant operations and maintenance.

Discussion followed regarding a long-term plan for improvements. GRW worked up a long term plan at one time, which John Hodge agreed that he need to sit down and review again. He said right now, what is needed to be repaired will cost \$175,000 to prevent infiltration. Cheryl Moke will do a one year budget to see if that can be accomplished in the next 12 months.

Cynthia Hyde suggested they also review Umbaugh's recommendation for a rate increase.

**IN THE MATTER OF PLANNING AND ZONING**

Mr. Lorenz said he would email a roadmap for the Riverfront project as to what steps need to be taken including naming a redevelopment board.

**IN THE MATTER OF THE ATTORNEY**

**IN THE MATTER OF OLD BUSINESS**

Cheryl Moke made a suggestion that some sort of reporting method be devised to track the complaints by residents in relation to Demil Corp. The times and dates of the violations along with the ordinance that is in violation could be tracked to see if there are patterns or specific dates and times. Cheryl offered to work on this with Mr. Lorenz and make a proposal.

**IN THE MATTER OF NEW BUSINESS**

Jon Stantz reported that he needs to redo the LPA survey again for ADA compliance. He said he would complete the report, and we will then have to publish this and have a public meeting afterwards.

Jon Stantz said he is continuing to look at alternatives to lighting for the 46 project. He said that as it stands now, the project will cost \$519,690 and INDOT will pay 80% of this. Lastly, INDOT presented a plan where 13 alleys and entrances off of highway 46 that they want to be closed for safety reasons, during the 46 project. These are under consideration and Larry Parrish will look these over and give his opinion. Most of these entrances are to businesses which have two other access points. There are several that are blind corners. Mr. Lorenz offered to drive around with Jon Stantz to review these recommendations.

**IN THE MATTER OF NEW BUSINESS**

Clerk Treasurer Cheryl Moke presented a funds and cash report as of 6/30/2014 to the Board, along with the reconciled bank statements.

**IN THE MATTER OF CLAIMS**

Claims were presented for approval.  
**Dean Bruce made a motion to approve the claims as presented. It was seconded and passed 3-0.**

**IN THE MATTER OF ADJOURNMENT**

Dean Bruce motioned to adjourn at 8:50 p.m.

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| _____                   | _____                      | _____                    |
| Cynthia Hyde, President | Jon Stantz, Vice-President | Dean Bruce, Board Member |

Attest: \_\_\_\_\_  
Cheryl Moke, Clerk-Treasurer